HOWREY & SIMON. Box No. 34 1299 Pennsylvania Avenue, N.W. Washington, D.C. 20004-2402 (202) 783-0800

FORM PTO-1083

In re application of Rickey et al.

Appl. No. 09/263,098

Filed: March 5, 1999

For:

Preparation of Biodegradable, Biocompatible Microparticles

Containing A Biologically Active Agent

THE ASSISTANT COMMISSIONER FOR PATENTS Washington, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

- Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a statement previously submitted.
- A statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

No additional claim fee is required.

The claim fee has been calculated as shown below:

		(Col. 1)		(C	ol. 2)	(Co	ol. 3)
7.7		Claims emaining After mendment		Pre	nest No. viously id For		esent xtra
TOTAL	*	29	MINUS	**	20	=	9
INDEP.	*	3	MINUS	**	3	=	0
D FIRST PRESI	ENTATI	ON OF MULTIPLE	DEP. CLAIM				

SMALL	EN'	TITY
Rate		Addit. Fee
x 9 =	\$	00.00
x 39 =	\$	00.00
+130 =	\$	00.00
Total Addit. Fee	\$	00.00

SMALL I	ENT	ŦΥ
DOM Rate		Addit. Fee
9x 18 =	\$	162.00
x 78 =	\$	00.00
+ 260 =	\$	00.00
TOTAL	\$	162.00

Attorney Docket No. 00166.0063.US04

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

Please charge my Deposit Account No. <u>08-3038</u> in the amount of \$_____. A duplicate copy of this sheet is attached.

- xx A check in the amount of \$162.00 is attached for payment of the additional claims fees.
- The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. <u>08-3038</u>. A duplicate copy of this sheet is attached.
 - <u>xx</u> Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
 - xx Any patent application processing fees under 37 CFR 1.17.

Date	December 16, 1999

Andrea G. Reister (Reg. No. 36,253)

Or

OR

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Attorneys at Law 1299 Pennsylvania Ave., NW Washington, DC 20004-2402 (202) 783-0800 · FAX (202) 383-6610

December 16, 1999

Andrea G. Reister Of Counsel (202) 383-7438 reistera@howrey.com

Assistant Commissioner for Patents Washington, D.C. 20231



Re:

U.S. Utility Patent Application

Appl. No. 09/263,098; Filed: March 5, 1999

Preparation of Biodegradable, Biocompatible

Microparticles Containing A Biologically Active

Agent

Inventors:

Rickey et al.

Sir:

Our Ref: 00166.0063.US04

Transmitted herewith for appropriate action by the U.S. Patent and Trademark Office are the following documents: (PTO) are the following documents:

- Form PTO-1083 (in duplicate); 1.
- Second Preliminary Amendment; 2.
- Check No. 320750 in the amount of \$162.00 for additional claims fee; and 3.
- 4. Return post card receipt.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038. A duplicate copy of this letter is enclosed.

Respectfully submitted,

Andrea G. Reister (Reg. No. 36,253)

Enclosures